DOCKET NO.: MOR-0040 PATENT

Application No.: 09/912,697

Office Action Dated: October 20, 2003

This listing of claims will replace all prior versions, and listings, of claims in the application.

Listing of Claims:

1. (Previously presented) A method for generating antibiotic resistant bacteria comprising the steps of:

introducing a dominant negative allele of a mismatch repair gene into said bacterium whereby said bacterium becomes hypermutable;

contacting said bacterium with a plurality of antibiotics;

selecting a bacterium that is resistant to said plurality of antibiotics; and

culturing said bacterium;

thereby generating antibiotic resistant bacteria.

2. (Canceled)

3. (Original) The method of claim 2 wherein said dominant negative allele of a mismatch repair gene is a *PMS2-134* gene.

4-13. (Canceled)

- 14. (Previously presented) The method of claim 1 wherein said plurality of antibiotics comprises a quinilone.
- 15. (Previously presented) The method of claim 1 wherein said plurality of antibiotics comprises an aminoglycoside.
- 16. (Previously presented) The method of claim 1 wherein said plurality of antibiotics comprises a magainin.
- 17. (Previously presented) The method of claim 1 wherein said plurality of antibiotics comprises a defensin.

DOCKET NO.: MOR-0040

Application No.: 09/912,697

Office Action Dated: October 20, 2003

18. (Previously presented) The method of claim 1 wherein said plurality of

PATENT

antibiotics comprises a tetracycline.

19. (Previously presented) The method of claim 1 wherein said plurality of

antibiotics comprises a beta-lactam.

20. (Previously presented) The method of claim 1 wherein said plurality of

antibiotics comprises a macrolide.

21. (Previously presented) The method of claim 1 wherein said plurality of

antibiotics comprises a licosamide.

22. (Previously presented) The method of claim 1 wherein said plurality of

antibiotics comprises a sulfonamide.

23. (Previously presented) The method of claim 1 wherein said plurality of antibiotics

comprises a chloramphenicol.

24. (Previously presented) The method of claim 1 wherein said plurality of antibiotics

comprises a nitrofurantoin.

25. (Previously presented) The method of claim 1 wherein said plurality of antibiotics

comprises a isoniazid.

26. (Canceled)

27. (Original) The method of claim 1 further comprising making antibiotic resistant

bacteria genetically stable.

28-37. (Canceled)

Page 3 of 13

DOCKET NO.: MOR-0040 PATENT

Application No.: 09/912,697
Office Action Dated: October 20, 2003

38. (Previously presented) An antibiotic resistant bacterium wherein said bacterium is resistant to a plurality of antibiotics, and wherein said bacterium comprises a dominant negative allele of a mismatch repair gene.

39-41. (Canceled)

42. (Previously presented) The antibiotic resistant bacteria of claim 38 wherein said dominant negative allele of a mismatch repair gene is *PMS2-134*.